

BEFORE THE

Federal Communications Commission

WASHINGTON, D. C. 20554

RECEIVED - FCC

FEB - 2 2004

Federal Communication Commission
Bureau / Office**ORIGINAL**

In the Matter of)	
)	
Amendment of Section 73.202(b))	MB Docket No. 03-222
Table of Allotments,)	RM-10812
FM Broadcast Stations.)	
(Charlotte and Grand Ledge, Michigan))	
)	
In re Application of)	
)	
Christian Broadcasting System, Ltd.)	CDBS No. 20040128AJX
)	
For Modification of Station WLCM(AM) to)	
Change its Community of License from)	
Charlotte, Michigan, to Holt, Michigan)	
To: Assistant Chief, Audio Division, Media Bureau		

MOTION TO ACCEPT NUNC PRO TUNC OPPOSITION
TO MOTION TO DISMISS COUNTERPROPOSAL

Christian Broadcasting System, Ltd. ("CBSL"), licensee of, *inter alia*, WLCM(AM), Charlotte, Michigan, herein moves for acceptance of its simultaneously filed "Opposition to Motion to Dismiss Counterproposal" in the above-captioned proceeding. In support of this motion, the following is stated.

The Notice of Proposed Rule Making in this proceeding, DA 03-3228 (Assistant Chief, Audio Division, released October 24, 2003), set December 15, 2003 as the deadline for comments and counterproposals. On that date, CBSL filed a counterproposal requesting that its plan to change the community of license of its Station WLCM(AM) from Charlotte, Michigan, to Holt, Michigan,

be preferred over the proposal of Rubber City Radio Group ("RCRG") to change the community of license of its Station WQTX(FM) from Charlotte to Grand Ledge, Michigan. Stations WLCM and WQTX are the only stations currently licensed to Charlotte, Michigan.

On December 30, 2003, RCRG filed a pleading styled "Reply Comments and Motion to Dismiss Counterproposal." The copy of RCRG's pleading intended CBSL's counsel was mistakenly sent to counsel's previous address and, as of this writing, still has not been received via U.S. Mail. CBSL's counsel first learned of the existence of RCRG's December 30 pleading on January 22.

Under the circumstances, CBSL respectfully requests that its "Opposition to Motion to Dismiss Counterproposal" filed today be accepted *nunc pro tunc*. Counsel for RCRG has indicated that RCRG will not interpose an objection to this motion.

WHEREFORE, in light of all circumstances, CBSL's "Opposition to Motion to Dismiss Counterproposal" should be ACCEPTED and given substantive consideration.

CHRISTIAN BROADCASTING
SYSTEM, LTD.

By: 

Matthew H. McCormick
Its Counsel

Reddy, Begley & McCormick, LLP
1156 15th Street, N.W., Suite 610
Washington, D.C. 20005-1770
(202) 659-5700

February 2, 2004

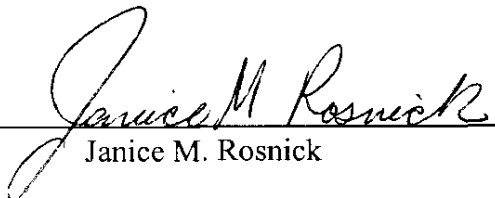
CERTIFICATE OF SERVICE

I, Janice M. Rosnick, hereby certify that on this 2nd day of February, 2004, copies of the foregoing **MOTION TO ACCEPT *NUNC PRO TUNC* OPPOSITION TO MOTION TO DISMISS COUNTERPROPOSAL** were hand-delivered or mailed, via first-class, postage prepaid, to the following:

R. Barthen Gorman, Esquire
Federal Communications Commission
Mass Media Bureau
445 12th Street, SW
Room 3-A224
Washington, DC 20554

Erwin G. Krasnow, Esq.
Garvey Schubert Barer
1000 Potomac Street, NW
5th Floor, Flour Mill Building
Washington, DC 20007

Mark N. Lipp, Esq.
J. Thomas Nolan, Esq.
Vinson & Elkins, LLP
The Willard Office Building
1455 Pennsylvania Ave., N.W.
Washington, DC 20004-1008



Janice M. Rosnick